PTO/SB/25 (04-07)
Approved for use through 09/30/2007. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

In re Application of:  Dennis Mcdevitt, Vincent P. Novak, Geary H. Munroe, and Thomas E. Bory  Application No.: 10/811,636-Conf. #2385  Filed: March 29, 2004  For: APPARATUS AND METHOD FOR ATTACHING SOFT TISSUE TO BONE  The owner*, DePuy Mitek, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patents No. 6,770,073 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs we any patent granted on the instant application and is binding upon the grantee, its successor assigns.  In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the pri patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior pater later:  expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.  Check either box 1 or 2 below, if appropriate.  1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government and belief are believed to be true; and further that these statements were made with the	TER	RMINAL DISCLAIMER TO OBVIATE A DOUBLE PAT REJECTION OVER A "PRIOR" PATENT	ENTING	Docket Number (Optional) 22956-692	
Application No.: 10/811,636-Conf. #2385 Filed: March 29, 2004  For: APPARATUS AND METHOD FOR ATTACHING SOFT TISSUE TO BONE  The owner*. DePuy Mitek, Inc					
Filed: March 29, 2004  For: APPARATUS AND METHOD FOR ATTACHING SOFT TISSUE TO BONE  The owner*,DePuy Mitek, Inc					
For: APPARATUS AND METHOD FOR ATTACHING SOFT TISSUE TO BONE  The owner*, DePuy Mitek, Inc.  In a comment of the statutory term of any patent granted on the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patents No. 6,733,506 and No. 6,770,073 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent are commonly owned. This agreement runs warp patent granted on the instant application and is binding upon the grantee, its successors or assigns.  In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application and is binding upon the grantee, its successors or assigns.  In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application and is admired to the capitation date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the pri patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent is respectively in the event that said prior patent is respectively of the prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent is reliable to the patent patent is presently shortened by any terminal disclaimer, is statutority disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.  Check either box 1 or 2 below, if appropriate.  1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency etc.), the undersigned is empowered to act on behalf of the business/org					
The owner*, DePuy Mitek, Inc of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patents No. 6,733,050 and No. 6,770,073 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs we any patent granted on the instant application and is binding upon the grantee, its successors or assigns.  In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the pri patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent is resident or said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent is resident or whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; is statutorly disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; is reissued; in section of the surface of the expiration of its full statutory term as presently shortened by any terminal disclaimer.  In Pero submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency etc.), the undersigned is empowered to act on behalf of the business/organization.  I hereby declare that all statements ma	riiea. N	naich 29, 2004			
instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on trinstant application which would extend beyond the expiration date of the full statutory term of prior patents No. 6,773,506 and No. 6,770,073 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs we any patent granted on the instant application and is binding upon the grantee, its successors or assigns.  In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the insta application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the pri patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:  expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorly disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate.  1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency etc.), the undersigned is empowered to act on behalf of the business/organization.  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willing false statemen and the like so	For: APPARATUS AND METHOD FOR ATTACHING SOFT TISSUE TO BONE				
application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the pri patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior pate later:  expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutority disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.  Check either box 1 or 2 below, if appropriate.  1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency etc.), the undersigned is empowered to act on behalf of the business/organization.  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statemer and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Co and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.  2. X The undersigned is an attorney or agent of record. Reg. No.  Signature  Date  Rory P. Pheiffer  Typed or printed name  (617) 439-2000  Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along wi	instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patents No. 6,733,506 and No. 6,770,073 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with				
is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer. Check either box 1 or 2 below, if appropriate.  1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency etc.), the undersigned is empowered to act on behalf of the business/organization. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Co and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.  2. X The undersigned is an attorney-or-agent of record. Reg. No. 59,659  Signature  Rory P. Pheiffer Typed or printed name  (617) 439-2000  Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.					
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency etc.), the undersigned is empowered to act on behalf of the business/organization.  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on informati and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Co and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.  2. X The undersigned is an attorney or agent of record. Reg. No. 59,659  Rory P. Pheiffer Typed or printed name  (617) 439-2000  Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filling system (EFS-Web) Terminal with \$1.6(a)(4).	is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or				
etc.), the undersigned is empowered to act on behalf of the business/organization.  I hereby declare that all statements made herein of my own knowledge are true and that all statements made on informati and belief are believed to be true; and further that these statements were made with the knowledge that willful false statemer and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Co and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.  2.   X The undersigned is an attorney or agent of record. Reg. No.  Signature  Signature  Signature  Typed or printed name  (617) 439-2000  Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filling system (EFS-Web)	Check either box 1 or 2 below, if appropriate.				
and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Co and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.  2. X The undersigned is an attorney or agent of record. Reg. No. 59,659    Rory P. Pheiffer   Typed or printed name	1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.				
Signature  Rory P. Pheiffer Typed or printed name  (617) 439-2000 Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filling system (EFS-Web) Terminal Page 1.6(a)(4).	I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.				
Signature  Rory P. Pheiffer Typed or printed name  (617) 439-2000 Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filling system (EFS-Web) Interest and Trademark Office electronic filling system (EFS-Web)	2. X The undersigned is an attorney or agent of record. Reg. No. 59.659				
Rory P. Pheiffer Typed or printed name  (617) 439-2000 Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filling system (EFS-Web) (EFS-Web) (A) (4).	<del></del>	1997			
Rory P. Pheiffer Typed or printed name  (617) 439-2000 Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in the state of the paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in the state of the paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in the paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in the paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in the paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in the paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in the paper (along with any paper referred to as being attached or enclosed) is being transmitted via the paper (along with any paper referred to as being attached or enclosed).				July 13, 2010	
Typed or printed name  (617) 439-2000  Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) (EFS-Web) (1998) (		Signature	_	Date	
Typed or printed name  (617) 439-2000  Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) (EFS-Web) (1998) (	Rory P. Phaiffer				
Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in a section with § 16(a)(4).					
Telephone Number  X Terminal disclaimer fee under 37 CFR 1.20(d) is included.  WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in a section with § 16(a)(4).				(617) 439-2000	
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.  *Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) and with § 16(a)(4).					
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) in a section of PTO-2038.	x Term	inal disclaimer fee under 37 CFR 1.20(d) is included.			
Form PTO/SB/96 may be used for making this certification. See MPEP § 324.  Terminal Disclaimer  I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) (EFS-Web) (A) (4).					
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the United States Patent and Trademark Office electronic filing system (EFS-Web) (EFS-Web) (1) (4).	*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.				
Dated: July 13, 2010 Signature:	I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via				
	Dated: <u>J</u>	uly 13, 2010	Signature:	The state of the s	